

4 and empowered to pay such persons so employed from the license  
5 fees and investigation fees referred to in section two (2) of this act.

1 SEC. 23. The district court in and for Polk county shall have  
2 jurisdiction in an equitable action by an aggrieved party to review  
3 any final order, demand, finding, or decision of the superintendent  
4 or the state banking board, and to grant such relief as may be war-  
5 ranted by the facts under the provisions of this act. An appeal to  
6 the supreme court may be taken as in other equitable actions.

1 SEC. 24. Chapter four hundred nineteen (419), of the Code,  
2 1931, is hereby repealed and all acts and parts of acts whether gen-  
3 eral, special, or local, which relate to the same subject matter as  
4 this act are hereby repealed insofar as they are inconsistent with  
5 the provisions of this act.

1 SEC. 25. If any clause, sentence, section, provision, or part of  
2 this act shall be adjudged to be unconstitutional or invalid for any  
3 reason by any court of competent jurisdiction, such judgment shall  
4 not impair, affect, or invalidate the remainder of this act, which  
5 shall remain in full force and effect thereafter.

1 SEC. 26. This act, being deemed of immediate importance, shall  
2 be in full force and effect after its passage and publication in the  
3 Waterloo Daily Courier, a newspaper published in Waterloo, Iowa,  
4 and in the Grundy County Register, a newspaper published in  
5 Grundy Center, Iowa.

House File No. 40. Approved March 9, 1934.

I hereby certify that the foregoing act was published in the Waterloo Daily Courier,  
March 20, 1934, and Grundy County Register, March 22, 1934.

MRS. ALEX MILLER, *Secretary of State.*

## CHAPTER 126

### UNBONDED AGRICULTURAL WAREHOUSES. APPOINTMENT OF SEALERS; FEES

S. F. 252

AN ACT to amend, revise and codify sections ninety-seven hundred sixty-two (9762),  
ninety-seven hundred ninety-five (9795), and ninety-seven hundred ninety-eight  
(9798), Code, 1931, and to amend chapter four hundred twenty-seven (427), Code,  
1931, relating to the charges to be paid by the owners of grain at the time of the  
sealing of the warehouse, the fees of the sealer and the secretary of agriculture and  
releasing the warehouse certificates; providing, that the sealers appointed by the  
secretary of agriculture shall not be members of the local board; all under the  
unbonded agricultural warehouse act.

*Be it enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Amend, revise and codify section ninety-seven hun-  
2 dred sixty-two (9762), Code, 1931, to read as follows:  
3 "9762. Local sealers. The board shall submit to the secretary  
4 of agriculture the name of some person or persons, none of whom  
5 shall be members of said board, who shall, subject to the approval

6 of the secretary of agriculture, act as the local sealer or sealers,  
 7 and every such sealer shall have the same authority with respect to  
 8 the provisions of this chapter and the rules and regulations promul-  
 9 gated thereunder, and the enforcement thereof, as any officer of the  
 10 peace."

1 SEC. 2. Amend, revise and codify section ninety-seven hundred  
 2 ninety-five (9795), Code, 1931, to read as follows:

3 "9795. **Supervision fund—disbursement.** For the purposes of de-  
 4 fraying the expenses of supervision, the owner shall pay to the board  
 5 at the time of sealing, an amount which shall not exceed one cent  
 6 per bushel of grain inspected and sealed by the sealer. In no case  
 7 shall the cost to the owner of the grain, housed in a single ware-  
 8 house, be less than one dollar, nor more than twenty dollars. Out  
 9 of the fund thus created the compensation of the sealer, as fixed  
 10 by the board, subject to the approval of the secretary of agriculture,  
 11 and all other expenses, shall be paid."

1 SEC. 3. Amend, revise and codify section ninety-seven hundred  
 2 ninety-eight (9798), Code, 1931, to read as follows:

3 "9798. **Fees of the secretary of agriculture.** The secretary of  
 4 agriculture shall receive the following fees for services rendered  
 5 under the provisions of this chapter:

6 1. For issuing licenses in each case, three dollars.

7 2. For approving the applications for group organizations, one  
 8 dollar."

1 SEC. 4. That chapter four hundred twenty-seven (427), Code,  
 2 1931, be amended by inserting immediately after section ninety-  
 3 seven hundred seventy-seven (9777), the following:

4 "9777-f1. When a certificate has been recorded and for any  
 5 reason, whatsoever, is not negotiated or delivered to the assignee  
 6 named therein, such certificate may be reassigned to the original  
 7 owner upon the written request of the official sealer who issued said  
 8 certificate providing said sealer, or his successor in office, shall write  
 9 across the face of the original certificate the word 'Void' in ink or  
 10 indelible pencil, and providing said sealer presents said original cer-  
 11 tificate at the office of the county recorder. The county recorder  
 12 shall enter upon the index book 'Reassigned to the original owner  
 13 before delivery' and forward said original certificate to the secretary  
 14 of agriculture within twenty-four hours."

1 SEC. 5. This act, being deemed of immediate importance, shall  
 2 be in full force and effect from and after its publication in the  
 3 Newell Mirror, a newspaper published in Newell, Iowa, and in the  
 4 Van Buren Record, a newspaper published in Bonaparte, Iowa.

Senate File No. 252. Approved March 2, 1934.

I hereby certify that the foregoing act was published in the Newell Mirror and Van  
 Buren Record, March 8, 1934.

MRS. ALEX MILLER, *Secretary of State.*